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8 Attorneys for Plaintiff  
Matthew Guagliardo

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN JOSE DIVISION

12 MATTHEW GUAGLIARDO,

13 Plaintiff,

14 v.

15 COLLEGE ENTRANCE  
EXAMINATION BAORD, and DOES 1-  
16 50, inclusive,

17 Defendants.

CASE NO. 07-CV-05325 RMW (PVT)

**STIPULATION FOR DISMISSAL AND  
(PROPOSED) ORDER THEREON**

18  
19 **STIPULATION FOR DISMISSAL**

20 IT IS HEREBY STIPULATED by and between plaintiff Matthew Guagliardo and  
21 defendant College Entrance Examination Board that:

- 22 1. Plaintiff Guagliardo filed suit against College Entrance Examination Board on  
23 August 31, 2007 in the Superior Court for the County of Santa Clara, State of California;  
24 2. Defendant College Entrance Examination Board filed an answer to plaintiff  
25 Guagliardo's complaint on October 17, 2007;  
26 3. On October 18, 2007, defendant College Entrance Examination Board filed a  
27 Notice of Removal of Civil Action – Diversity through which it removed the suit to the United  
28 States District Court for the Northern District of California, where it was assigned to the

1 Honorable Ronald M. Whyte;

2 4. The parties have agreed to resolve the case on mutually acceptable terms and  
3 have executed a Confidential Settlement Agreement and General Release setting forth the terms  
4 of their agreement;

5 5. The parties have agreed that plaintiff Guagliardo will dismiss his complaint with  
6 prejudice pursuant to Federal Rule of Civil Procedure 41; and

7 6. The parties have agreed that each will bear its own costs and attorney fees.

8 IT IS SO STIPULATED.

9  
10 Dated: August 20 2008

HOPKINS & CARLEY

11 By: Daniel F. Pyne  
12 Daniel F. Pyne  
13 Attorneys for Plaintiff Matthew Guagliardo

14 Dated: August 20, 2008

PROSKAUER ROSE LLP

15  
16 By: Mylene J. Brooks  
17 Mylene J. Brooks  
18 Attorneys for Defendant Colelge Entrance  
19 Examination Board

20  
21 IT IS SO ORDERED.

22 Dated: \_\_\_\_\_

The Honorable Ronald M. Whyte